

HOUSE No. 1353

Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, Feb. 19, 1909.

The committee on Public Health, to whom was referred the twenty-third annual report of the Board of Registration in Pharmacy (Pub. Doc. No. 39), report the accompanying bill.

For the committee,

HOMER A. HALL.

HOUSE OF REPRESENTATIVES, Feb. 24, 1909.

The committee on Ways and Means, to whom was referred the bill relative to the Board of Registration in Pharmacy, report that the same ought to pass.

For the committee,

JOHN N. LYMAN.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Nine.

AN ACT

Relative to the Board of Registration in Pharmacy.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section twenty-three of chapter one
2 hundred of the Revised Laws, as amended by sec-
3 tion one of chapter three hundred and eight of
4 the acts of the year nineteen hundred and seven,
5 is hereby further amended by striking out the
6 words "one dollar", in line three, and inserting
7 in place thereof the words:— five dollars,— also
8 by inserting the words:— or suspend,— after the
9 word "revoke", in line nine, and adding at the
10 end of said section the words:— and such revoca-
11 tion or suspension shall revoke or suspend the
12 sixth class license granted thereon,— so as to read
13 as follows:— *Section 23.* The board of registration
14 in pharmacy may, upon the payment by an appli-
15 cant for a license of the sixth class of a fee of not
16 more than five dollars issue to him a certificate,
17 which shall not be valid after one year from its date,

18 stating that in the judgment of said board he is a
19 proper person to be entrusted with such license and
20 that the public good will be promoted by the grant-
21 ing thereof. The board may, after giving a hearing
22 to the parties interested, revoke or suspend such
23 certificate for any cause that it may deem proper,
24 and such revocation or suspension shall revoke or
25 suspend the sixth class license granted thereon.

1 SECTION 2. Section two of chapter two hundred
2 and eighty-one of the acts of nineteen hundred and
3 six is hereby amended by striking out the words
4 “ one dollar ”, in line three, and inserting in place
5 thereof the words:—five dollars,—so as to read
6 as follows:—*Section-2.* The board of registration
7 in pharmacy may, upon the payment by each ap-
8 plicant of a fee of not more than five dollars, issue
9 to registered pharmacists certificates of fitness as
10 provided for in section twenty-three of said chapter
11 one hundred. Such certificates of fitness shall be
12 subject to suspension or revocation by the board of
13 registration in pharmacy, or by the licensing au-
14 thorities of such cities and towns.

1 SECTION 3. Section ten of chapter seventy-six of
2 the Revised Laws is hereby amended by striking out
3 the word “ September ”, in line ten, and inserting
4 in place thereof the word:—November,—and by
5 striking out the word “ October ”, in line twelve,
6 and inserting in place thereof the word:—De-
7 cember,—and by adding at the end thereof the
8 following words:—The members of said board at
9 the time of the enactment hereof, who are holding
10 office at the expiration of their official term, shall

11 continue in office until the first of December fol-
12 lowing, — so as to read as follows:— *Section 10.*
13 There shall be a board of registration in phar-
14 macy consisting of five persons, residents of the
15 commonwealth, who shall be skilled pharmacists,
16 and shall have had ten consecutive years of prac-
17 tical experience in the compounding and dispensing
18 of physicians' prescriptions, and shall be actually
19 engaged in the drug business. Not more than
20 one member shall have any financial interest in the
21 sale of drugs, medicines and chemicals, and the
22 compounding and dispensing of physicians' pre-
23 scriptions in the same councillor district. One
24 member of said board shall annually in November
25 be appointed by the governor, with the advice and
26 consent of the council, for a term of five years from
27 the first day of December following, and no person
28 appointed after the twenty-fifth day of June in the
29 year eighteen hundred and ninety-nine shall serve
30 as a member of said board for more than five con-
31 secutive years. The members of said board at the
32 time of the enactment hereof, who are holding of-
33 fice at the expiration of their official term, shall
34 continue in office until the first of December fol-
35 lowing.

1 SECTION 4. Section eleven of chapter seventy-six
2 of the Revised Laws is hereby amended by striking
3 out the word " October ", in line two, and inserting
4 in place thereof the word:— December, — so as
5 to read as follows:— *Section 11.* Said board shall
6 meet on the first Tuesday of December in each
7 year at such time and place as it may determine,
8 and shall organize by electing a president and

9 secretary, who shall be members of the board and
10 who shall hold their offices for the term of one
11 year. The secretary shall give to the treasurer and
12 receiver general a bond with sufficient sureties, to
13 be approved by the governor and council, for the
14 faithful performance of his official duties. The
15 board shall annually hold regular meetings on the
16 first Tuesday of January, May and October, and
17 additional meetings at such times and places as it
18 shall determine.

1 SECTION 5. The provisions of sections fourteen
2 and forty-two of chapter one hundred of the Re-
3 vised Laws requiring advertising and a bond from
4 licenses, shall not hereafter apply to applicants
5 for a sixth class license.

1 SECTION 6. The board may suspend the certifi-
2 cate of registration of a registered pharmacist, who,
3 in their judgment, is a menace to the public by
4 reason of the improper use of intoxicating liquor or
5 drugs, such suspension to be made only after a
6 hearing, and by the unanimous vote of all the mem-
7 bers of the board.

1 SECTION 7. All acts and parts of acts incon-
2 sistent herewith are hereby repealed.

1 SECTION 8. This act shall take effect upon its
2 passage.

